

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: February 23, 2007 Name: Tadashi Horie (Reg. No. 40,437) Signature: 

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**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Makoto SOGA et al.
 Appln. No.: 10/761,663
 Filed: January 20, 2004
 For: COMMUNICATION SYSTEM, MOBILE
 COMMUNICATION NETWORK,
 CONTENTS SERVER, PROGRAM
 AND RECORDING MEDIUM
 Attorney Docket No: 9683/164

Examiner: Rego, Dominic E
 Art Unit: 2618

Mail Stop Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- Transmittal (in duplicate); Third Supplemental Information Disclosure Statement; Form PTO-1449; Copy of References (D2-D4); Copy of Japanese Office Action (D5)
 Return Receipt Postcard

Fee calculation:

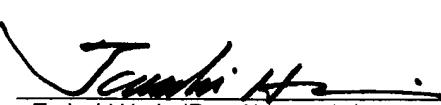
- No additional fee is required.
 Small Entity.
 An extension fee in an amount of \$____ for a ____-month extension of time under 37 C.F.R. § 1.136(a).
 A petition or processing fee in an amount of \$____ under 37 C.F.R. § 1.17(____).
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
					Rate	Add'l Fee	or	Rate
Total		Minus			x \$25=			x \$50=
Indep.		Minus			x 100=			x \$200=
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=
					Total	\$		Total

Fee payment:

- A check in the amount of \$____ is enclosed.
 Please charge Deposit Account No. 23-1925 in the amount of \$____. A copy of this Transmittal is enclosed for this purpose.
 Payment by credit card in the amount of \$____ (Form PTO-2038 is attached).
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,


Tadashi Horie (Reg. No. 40,437)

February 23, 2007

Date



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THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(c), Applicant hereby cites the following references:

DOCUMENT NUMBER <small>Number-kind Code (if known)</small>	DATE	NAME
2004/0093253	May 13, 2004	Iijima

FOREIGN DOCUMENTS

DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY
JP 2001-285916	Oct. 12, 2001	JPO
JP 2001-291021	Oct. 19, 2001	JPO
WO 02/091262	Nov. 14, 2002	WIPO

OTHER DOCUMENTS

Japanese Office Action mailed December 12, 2006

Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). Reference D5

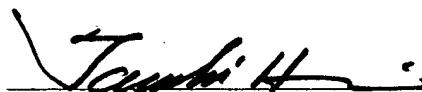
is an Office Action issued in the counterpart Japanese application. References D2-4 were cited in the Japanese Office Action. References D2-4 are in Japanese. Applicant is submitting an English translation for each of References D2 and D3. For Reference D4, Applicant is submitting Reference D1, which is the U.S. counterpart of Reference D4. Applicant respectfully requests the Examiner's consideration of the above references and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant certifies under 37 C.F.R. §1.97(e)(1) that each item of information in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement. Accordingly, Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

February 23, 2007
Date



Tadashi Horie (Reg. No. 40,437)

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FORM PTO-1449 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	SERIAL NO. 10/761,663	CASE NO. 9683/164
	FILING DATE January 20, 2004	GROUP ART UNIT 2681
	APPLICANT(S): Makoto SOGA et al.	

REFERENCE DESIGNATION
U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER Number-Kind Code (if known)	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
D1	2004/0093253	May 13, 2004	Iijima		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER Number-Kind Code (if known)	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
D2	JP 2001-285916	Oct. 12, 2001	JPO		Yes
D3	JP 2001-291021	Oct. 19, 2001	JPO		Yes
D4	WO 02/091262	Nov. 14, 2002	WIPO		US2004/0093253

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)		
D5	Japanese Office Action mailed December 12, 2006		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.